

FILED

UNITED STATES COURT OF APPEALS

OCT 30 2023

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

In re: BEN TOMA, Speaker of the
Arizona House of Representatives, in his
official Capacity; WARREN PETERSEN,
President of the Arizona Senate, in his
official capacity,

BEN TOMA, Speaker of the Arizona
House of Representatives, in his official
capacity; WARREN PETERSEN,
President of the Arizona Senate, in his
official capacity,

Petitioners,

v.

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA,
PHOENIX,

Respondent,

MI FAMILIA VOTA; VOTO LATINO;
LIVING UNITED FOR CHANGE IN
ARIZONA, LUCHA Plaintiff; LEAGUE
OF UNITED LATIN AMERICAN
CITIZENS ARIZONA, LUCHA Plaintiff;
ARIZONA STUDENTS' ASSOCIATION,
LUCHA Plaintiff; ADRC ACTION,
previously named Arizona Democracy
Resource Center Action, LUCHA Plaintiff;
INTER TRIBAL COUNCIL OF
ARIZONA INCORPORATED, LUCHA

No. 23-70179

D.C. No. 2:22-cv-00509-SRB
District of Arizona,
Phoenix

ORDER

Plaintiff; SAN CARLOS APACHE TRIBE, LUCHA Plaintiff; ARIZONA COALITION FOR CHANGE, LUCHA Plaintiff; UNITED STATES OF AMERICA; PODER LATINX, CPLC Plaintiffs; CHICANOS POR LA CAUSA, INC., CPLC Plaintiffs; CHICANOS POR LA CAUSA ACTION FUND, CPLC Plaintiffs; DEMOCRATIC NATIONAL COMMITTEE; ARIZONA DEMOCRATIC PARTY; ARIZONA ASIAN AMERICAN NATIVE HAWAIIAN AND PACIFIC ISLANDER FOR EQUITY COALITION; PROMISE ARIZONA; SOUTHWEST VOTER REGISTRATION EDUCATION PROJECT; TOHONO O'ODHAM NATION; GILA RIVER INDIAN COMMUNITY; KEANU STEVENS; ALANNA SIQUIEROS; LADONNA JACKET; ADRIAN FONTES, in his official capacity as Arizona Secretary of State; LARRY NOBLE, Apache County Recorder, in his official capacity; DAVID W. STEVENS, Cochise County Recorder, in his official capacity; PATTY HANSEN, Coconino County Recorder, in her official capacity; SADIE JO BINGHAM, Gila County Recorder, in her official capacity; SHARIE MILHEIRO, Greenlee County Recorder, in her official capacity; RICHARD GARCIA, La Paz County Recorder, in his official capacity; STEPHEN RICHER, Maricopa County Recorder, in his official capacity; KRISTI BLAIR, Mohave County Recorder, in her official capacity; MICHAEL SAMPLE,

Navajo County Recorder, in his official capacity; GABRIELLA CAZARES-KELLY, Pima County Recorder, in her official capacity; SUZANNE SAINZ, Santa Cruz County Recorder, in her official capacity; RICHARD COLWELL, Yuma County Recorder, in official capacity; MICHELLE BURCHILL, Yavapai County Recorder, in official capacity; DANA LEWIS; KRIS MAYES, in her official capacity as Arizona Attorney General; JENNIFER TOTH, in her official capacity as Director of the Arizona Department of Transportation; POLLY MERRIMAN, Graham County Recorder, in her official capacity,

Real Parties in Interest.

Non-U.S. Plaintiffs' Motion to Strike Argument First Made in Reply or, in the Alternative for Leave to File a Sur-Reply, filed October 26, 2023, is DENIED.

FOR THE COURT:

MOLLY C. DWYER
CLERK OF COURT